

GOVERNMENT OF TELANGANA
A B S T R A C T

Tribal Welfare Department - Caste Verification - Appeal Petition filed by Smt.D.Geethanjali D/o Sri D.Narayana Reddy R/o Nalgonda before the Government against the Proceedings No. H7/1084/2000 Dated 29.01.2008 of the District Collector, Nalgonda for Cancellation of her ST Konda Reddy caste certificate under Rule 6 of G.O.Ms.No.58, dated 12.05.1997 - Appeal Rejected - Orders - Issued.

TRIBAL WELFARE (LTR) DEPARTMENT

G.O.MS.No. 42

Dated: 04-10-2016

Read the following:

1. Proceedings of the District Collector, Nalgonda, No. H7/1084/2000, dated 29.01.2008.
2. Appeal Petition filed by Smt.D.Geethanjali D/o D. Sri D. Narayana Reddy, Occ: Asst. Manager, Andhra Bank, before M (TW), No.257/M (TW&RIAD)/2008, dt.12.02.2008.
3. Govt.Memo No.1307/CV2/2008, dated 22.02.2008.
4. From the Dist Collector, Mahabubnagar, Lr.No.H7/1084/2000, dated 05.06.2009.

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ORDER:

In the reference 1st read above, the District Collector Nalgonda has cancelled ST 'Konda Reddy' caste certificate of Smt. D. Geethanjali D/o Sri D. Narayana Reddy vide Proceedings No. H7/1084/2000, dated 29.01.2008.

2. In the reference 2nd read above, Smt. D.Geethanjali D/o Sri D.Narayana Reddy R/o Nalgonda filed an appeal petition before Government against the Proceedings No. H7/1084/2000 Dated 29.01.2008 of the District Collector, Nalgonda for Cancellation of her ST Konda Reddy caste certificate.

3. In the reference 3rd read above, the appeal petition was admitted duly granting stay and called for records along with parawise remarks of the District Collector, Nalgonda.

4. In the reference 4th read above, the District Collector, Nalgonda has submitted records and made the following observations:-

- The fact of the case is that Smt. D.Geethanjali has been selected for recruitment as Asst. Manager, Andhra Bank, by producing ST (Konda Reddy) caste Certificate, issued by MRO Nalgonda. The Personnel Manager, Andhra Bank, Saifabad, Hyderabad has requested to enquire into the genuiness of the caste certificate of Smt. D.Gethanjali. The MRO, Nalgonda vide Lr.No.H/4747/2000, submitted his report, stating that Sri Narayana Reddy, F/o Smt.D. Geethanjali has born in Kunavarm Village of Khammam District on 07.10.1929. Her father has been appointed in Osmania Govt. Hospital in Hyderabad during the year 1957 and he has been transferred to Nizamabad District and subsequently to Nalgonda District during the Year 1967. He retired from his service while working as male nurse at Head Quarter Hospital, Nalgonda.
- The MRO, Nalgonda has further reported that in the service book of Sri.D.Narayana Reddy S/o Jagannath Reddy his caste was mentioned as Konda Reddy. Basing on the above document the Thasildar Nalgonda has issued the ST Kondareddy caste certificate bearing D/9425/1980, Dt.23.08.1980 and A2/1652/1985, dt:14.03.1985. The MRO, Nalgonda has conducted enquiry and stated that the above caste certificate is a genuine one and the individual belongs to the Konda Reddy Community. But neither the individual nor the MRO, Nalgonda has submitted Service Register for verification.

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- The RDO, Nalgonda has reported that he has recorded the statement of Sri D.Narayana Reddy who retired as male Nurse from Head Qtrs. Hospital Nalgonda during the year 1987. As per the statement of Sri D.Narayan Reddy, S/o Jagannath Reddy, Born in Khammam District in the Konda Reddy family, studied at Dummuguda, Rajahmundry and VSP and appointed as Male Nurse in 1957 at Osmania Hospital, in Hyderabad. Subsequently shifted to Nargarjuna Colony in Nalgonda Town. His Daughter Smt. D. Geethanjali is working as the Asst. Manager in Andhra Bank at Karimnagar. His son is running STD Booth at Nalgonda, as per the certificate given by the ITI (Boys). Nalgonda the social status of Sri D.Jaganmohan Reddy, brother of D.Geethanjali was recorded as ST in the College record as per the Certificate given by Principal, N.G.College, Nalgonda. The caste of Smt. D.Geethanjali has noted as ST in the College records. Further the RDO, Nalgonda had enquired about their relatives at Kunavaram of Khammam District. The father of Smt. D.Geethanjali stated that he left the Village, with her parents 50 years back and studied in Visakhapatnam District and they have no connection with that village at present and also stated that he is not having any brothers. But the Konda Reddy caste does not exist in Nalgonda District and Sri D.Narayana Reddy father of Smt. D. Geethanjali migrated from Khammam District and other details are not available regarding the caste status of Smt. D.Geethanjali. This case has been referred to the DLSC for further verification.
- The Commissioner of Tribal Welfare, D.S.S Bhavan, Masab tank, Hyderabad has sent their report vide Rc.No 216/2005/TRRI/VC-6, Dt. 03-10-2005, wherein he stated that Smt.D.Geethanjali's grandfather and father though assumed without admitting as belonging to Scheduled Tribe Konda Reddy, her father married Bitla Yesumani who belongs to SC (Mala) D/o Late Bitla Bhushanam from Medak (who is Mala converted to Christianity) Smt. D.Geethanjali, the employee in question is an offspring of couple said, to be Konda Reddy father and admittedly S.C (Mala) mother in the school of the employee i.e Little flower high School, Nalgonda, when she studied K.G to X class (as per her statement) her caste was recorded as Reddy i.e. her father has declared his daughter's caste as Reddy but not Scheduled Tribe Konda Reddy Caste.
- Smt. D.Geethanjali married Sri Yeredla Prabhaker Reddy, S/o Ram Reddy R/o Kodipaka Village, Narsapur Mandal of Medak Dist. (Who are also converted Christians from the caste of Reddy community), brother Dungi Jagan Mohan Reddy has married Smt.Rama D/o Bireddy Narayan Reddy who belongs to Reddy caste for both of her sons. She also stated that her father married with a SC woman, they don't have any relatives with her grandparents and their Kith and kin of Konda Reddy community. Further she does not know anything about surnames, marriage patterns, deities worshipped, Festivals performed of Konda Reddy Scheduled Tribe and she had living and studied at Nalgonda since her childhood. Thus it may be concluded that Smt. D. Geethanjali, D/o D.Narayan Reddy being an offspring, said to be (without conclusive evidence) Konda Reddy Tribal father and admittedly Non Tribal SC Converted Christian mother has never resided in the Tribal habitant, and her caste is declared as Reddy in high school record. She does not have any relatives among Konda Reddy people and all her relatives i.e. brother and sister have married non Tribal and she also claimed for her Children Reddy as their caste. She cannot be treated as belonging to scheduled Tribe Konda Reddy Community in view of the Government of India guidelines and in view of the Hon'ble Supreme Court judgment in Sobha Hymavathi case in civil Appeal Nos. 4412-4414 of 2003 dated:08.01.2005. in view of the above circumstances recommended the collector to take necessary action for cancellation of Konda Reddy Caste certificate as per Act. 16 and Rule issued there under.

5. Government after careful examination of the Appeal Petition have made the following observations:

- Even though the father of the appellant viz Smt. D. Geethanjali was an employee in State Govt. the appellant has neither produced the caste certificate of her father nor the extract of Service Register of her father wherein she claims that there is an entry of ST Community in her father's Service Register excepting the claim that there was an entry in the Service Register of her father claiming to be S.T. Community. There is no other evidence forthcoming from the appellant.
- The appellant further claims that her father married SC woman and by virtue of marrying a woman from SC Community she cannot become S.T. Her claim that the MRO Nalgonda and RDO Nalgonda have reported her caste as S.T and not verified the caste status of the appellant at her father's original place of birth, but simply accepted the entry as S.T in the S.R of her father without insisting to produce the caste certificate of her father on which he was appointed under ST Quota. It is reported that in the school record of appellant from K.G. to X class in little Flower School Nalgonda her caste was recorded as Reddy and she and her sister married persons from Reddy Community. Further the appellant claims that her father left their original native village 50 years back and there is no connection with that village at present. Even Though she is not having any connection with her father's birth place it is her responsibility to prove that there are some relatives of her father still living there at her father's birthplace and not produced any evidence to that effect.
- As per rule 6 of G.O.Ms.No.58 dt: 12.02.97 burden of proof lies on the appellant. But, the appellant could not produce any evidence i.e. at least the caste certificate obtained by her father at his birthplace.

6. Government, after careful examination, hereby rejected the appeal petition and also vacated the stay already granted.

7. The Collector and District Magistrate, Nalgonda shall take necessary action to withdraw all the benefits enjoyed by the appellant by virtue of bogus caste certificate and also to take legal action against her as per rules in force.

**SOMESH KUMAR,
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Collector and District Magistrate, Nalgonda

Smt. D. Geethanjali D/o Sri D. Narayana Reddy,
Occ: Asst. Manager, Andhra Bank, reconciliation Department,
Head Office, Koti,

Copy to:

The Director, TCR & TI, Telangana State, Hyderabad,
The Commissioner of Tribal Welfare, Telangana State, Hyderabad,
The PS to Hon'ble M (TW),
The PS to Prl.Secy (TW),
SC/SF.

// FORWARDED BY ORDER //

SECTION OFFICER